

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA

THE TELEPHONE NUMBER FOR THE
BANKRUPTCY COURT IS (704) 350-7500

01/27/20

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

MONDAY, JANUARY 27, 2020

9:30 a.m.

- 1) 7 Mercy Diagnostics, Inc. 19-30898 Compliance hearing regarding Order Granting Motion to Enforce Stay (146)

THOMPSON
HAYES, TR./HOUSTON

- 2) 7 Joseph D. Stangle, Jr. 19-31708 Hearing on Debtors' Motion to Excuse Male Debtor from Appearing at 341 Meeting of Creditors (13)
Cheri R. Stangle

ROBICSEK
HAYES, TR.

- 3) Adv A. Cotton Wright, 19-3055 Continued hearing on Motion of Debtor/Third Party Defendant Linda M. Thunberg, to Trustee for Linda M. Thunberg Ch. 7 Dismiss, Abstain or Sever Third Party Complaint (20); Third- Party Plaintiff's Memorandum in Opposition of Third-Party Defendant's Motion to Dismiss (25); Plaintiff's Reply Memorandum of Law to Defendant's Memorandum in Opposition to Plaintiff's Motion for Summary Judgment (26)
v. Gary B. Dobson 19-31049

A. HENDERSON / MARTINEZ
LOVE
J. HENDERSON

- 4) 7 Angela H. Beard 19-30433 2nd continued hearing on Motion of Fifth Third Bank for Relief from Stay (17); Trustee's Response (18)
- SHEEK
TAYLOR, TR.
VONNEGUT
-
- 5) 7 Consuelo Y. Stevenson 19-30468 3rd continued hearing on Motion of Quicken Loans, Inc. for Relief from Stay (6); Trustee's Response (8)
- 4th continued hearing on Motion of Wells Fargo Bank, N.A. for Relief from Automatic Stay or, in the Alternative, Adequate Protection (13); Trustee's Response (16)
- SAFFA
TAYLOR, TR.
VONNEGUT
JONAS
-
- 6) 7 Stark Power, Inc. 19-30907 Hearing on Trustee's Motion for Order (A) Establishing Procedures for the Sale of Certain Personal Property and (B) Authorizing the Sale Free and Clear of All Liens, Claims and Encumbrances (7); Response of David M. Hynes (8)
- JOHNSON
TAYLOR, TR.
-
- 7) 7 Ricky M. Barnes 19-31734 Hearing on Motion of Aquesta Bank for Relief from the Automatic Stay (7); Debtor's Response (14)
- MALLORY
TAYLOR, TR.
ESSER
-
- 8) 7 Tanner Companies, LLC 17-40029 Continued hearing on Trustee's Motion to Determine Validity of Claim No. 275 of Federal Realty Investment Trust and Claim No. 266 of Salem Investment Partners, III Limited Partnership (403)
- GORMAN / GRIER / MARTINEZ
SHUFORD, TR.
-

- 9) 7 Kenneth Merritt 18-30020 2nd continued hearing on Motion of Select Portfolio Servicing, Inc. for Relief from the Automatic Stay and Co-Debtor Stay or, in the Alternative, Adequate Protection (61); Debtor's Objection (62)
- CUMMINGS
SHUFORD, TR.
VINING
-
- 10) 7 Jaffer Sait Mohammed 19-30646 Hearing on Debtor's Motion to Abandon (17)
- MITCHELL, R.
SHUFORD, TR.
-
- 11) 7 Charlie H. Clay 19-31266 Continued hearing on Motion of Members Credit Union for Relief from the Automatic Stay (31); Response of Ellen Clay (34)
- Ellen E. Clay
- PRO SE
SHUFORD, TR.
KEENAN
-
- 12) 7 Robert E. Lammonds 15-30158 4th continued hearing on Trustee's Motion for Determination of Amount of Secured Claim (82); Response of Chimera REO 2018-NR1 LLC (83)
- Cindy S. Lammonds
- PRO SE - Male Debtor
CROW - Female Debtor
SHUFORD, TR.
JONAS
-
- 13) 7 Richard Watkins 19-31546 Court Order for Debtor to Appear and Show Cause [due to failure to timely pay the filing fee for this case] (12/1)
- PRO SE
HAYES, TR.
-
- 14) Adv A. Burton Shuford, *Trustee* 19-3048 Pretrial Conference (10)
for the Bankruptcy Estate Ch. 7
of Mark R. Adkins 12-31051
v.
Patten Sales and Marketing,
LLC
- JOHNSON
PRO SE
-

15) Adv *A. Burton Shuford, Trustee
for the Bankruptcy Estate
of William N. Adkins*
v.
Patten Sales and Marketing,
LLC

19-3050
Ch. 7
12-31050

Pretrial Conference (12)

JOHNSON
PRO SE

01/28/20

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA

CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

TUESDAY, JANUARY 28, 2020

9:30 a.m.

- | | | | | |
|----|-----|-----------------------|----------|---|
| 1) | 11 | DesignLine USA, LLC | 13-31944 | Status hearing regarding Final Decree and Order Closing Case (154/150) |
| | | HOUSTON | | |
| | | ----- | | |
| 2) | Adv | The Finley Group | 17-3063 | Status Conference regarding Order |
| | v. | Daniel J. Roselli and | Ch. 11 | Denying Motion to Disqualify and |
| | | | 12-32462 | Granting Motion for Sanctions (109) |
| | | HOUSTON/BROWN | | |
| | | PEARCE | | |
| | | ----- | | |
| 3) | 12 | Charlie B. Baucom | 19-31277 | Hearing on Motion of Rabo AgriFinance, LLC to Dismiss or, in the Alternative, Motion for Relief from Automatic Stay (34); Debtor's Response (40) |
| | | | | Hearing on Debtor's Motion for Order Approving Sale and Transfer of Real Estate by Debtor, and Sale and Transfer of Real Estate by Debtor's Single Member Limited Liability Corporation (37); Objection of Rabo AgriFinance, LLC (45) |
| | | | | Hearing on Debtor's Motion to Establish Deadline for Filing Chapter 12 Plan (41) |
| | | JOHNSON | | |
| | | LIVERMON | | |
| | | ----- | | |

4) 15 Sibaham Limited f/k/a Mahabis Limited 19-31537 Hearing on Objecting Parties' Motion to Vacate Order Recognizing UK Proceeding as Foreign Main Proceeding and Granting Related Relief (12); Vacate Order (I) Scheduling Recognition Hearing and Specifying Form and Manner of Service of Notice and (II) Granting Related Relief (5); Rescheduling Recognition Hearing and Specifying Form and Manner of Service of Notice and Grant Objecting Parties' Request for Relief (15/12/5)

CONAWAY
BRUCKMANN
ROTHSTEIN

5) 11 Ace Motor Acceptance Corporation 18-30426 Hearing on Motion of the Plan Proponents to Approve Bar Date and Related Procedures for Unknown Collection Claims (249)

HENDERSON
R. WRIGHT

6) 11 Ballantyne Brands, LLC, A Delaware limited liability company 19-30083 Hearing on Debtor's Motion to Close Associated Case (226)

R. WRIGHT

7) 11 Bentwood Farms, Inc. 18-31823 2nd continued hearing on Motion of Rabo AgriFinance, LLC for Relief from Automatic Stay (155); Debtor's Response (163) Rabo AgriFinance, LLC's Amended Motion for Relief (172)

Hearing to consider confirmation of the Second Amended Plan of Reorganization (237/174/77); Objection by Rabo AgriFinance, LLC to Debtor's Second Amended Plan of Reorganization (247); Objection of Riverside Turf, LLC dba Sod Production Services to Assumption of Executory Contract Absent Cure Payment or, in the Alternative, Motion for Allowance of Administrative Expense Claim (248)

Confirmation hearing (237)

R. WRIGHT
YOUNG
LIVERMON
GORMAN/MARTINEZ

- 8) 11 BK Racing, LLC 18-30241 5th continued hearing on the First Interim Application of The Finley Group, Inc. for Compensation as Advisors to the Trustee (259, Amendment 333); Objection of VRG, LLC (268); Objection of Atlantic Union Bank (301); Joinder of the Bankruptcy Administrator to the Objection by Atlantic Union Bank (322)
- 3rd continued hearing on Trustee's Motion for Recovery of Costs Incurred in Preserving and Disposing of Collateral (336)
- Confirmation hearing (367); Ronald C. Devine's Objection to Plan and Disclosure Statement (385); The Henderson Law Firm, PLLC's Objection to Confirmation (389)

PRO SE
ABEL, BA
M. SMITH, TR./MARTINEZ
CORDES
SCHILLI
HENDERSON

01/29/20

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

WEDNESDAY, JANUARY 29, 2020

2:00 p.m.

11	Frog Pond Grading & Paving, Inc.	19-31725	Hearing on Debtor's Emergency Motion for Authorization to Use Cash Collateral (26)
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B. HAYES

01/31/20

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
SHELBY DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

FRIDAY, JANUARY 31, 2020

9:30 a.m.

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|----|----|---|----------|--|
| 1) | 12 | Andrew M. Boggs, Jr.
Virginia A. Boggs | 11-40473 | Court ordered status hearing (291) |
| | | O. M. GARDNER | | |
| | | ----- | | |
| 2) | 13 | Robert S. Ross
Wendy S. Ross | 15-40216 | 2nd continued hearing on Trustee's
Motion to Dismiss Case (55) |
| | | | | 3rd continued hearing on Motion of
Members Credit Union for Relief from
Automatic Stay (56); Debtor's Objection
(57) |
| | | MCKEE
KEENAN | | |
| | | ----- | | |
| 3) | 13 | Terry W. Massingill
Hannah K. Massingill | 16-40429 | Continued hearing on Motion of
Specialized Loan Servicing, LLC for
Relief from Automatic Stay or, in the
Alternative, Adequate Protection (62);
Debtors' Response (63) |
| | | WILLCOX
JONAS | | |
| | | ----- | | |
| 4) | 13 | Amy M. McSwain | 17-40420 | Hearing on Trustee's Motion to Dismiss
Case (50) |
| | | SIGMON
[Tate to announce] | | |
| | | ----- | | |

5) 13 James T. Bradshaw 18-40207 Continued hearing on Trustee's Motion to Dismiss Case (34)
Lauren N. Bradshaw

VUJOVIC

6) 13 Gary M. Davis 19-40136 Continued hearing on Motion of Professional Services of North Carolina, LLC for Adequate Protection and Alternatively, for Relief from Stay (30); Debtor's Response (34)

MOORE
PETTIT

7) 13 Neil G. Townsend 19-40207 3rd continued hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (9/2)
Sondra A. Townsend

Continued hearing on Debtor's Objection to Claim [Internal Revenue Service] (15)

HAY

8) 13 James M. Groff 19-40232 Hearing on Trustee's Motion to Dismiss Case (26)

M. GROFF

9) 13 Shirley D. Bracey 19-40363 Continued hearing on Trustee's Motion to Dismiss Case (17)

WOOD

10) 13 Summer B. Lykins 18-40350 Continued hearing on Trustee's Motion for Status Hearing (24)

CARTER

- | | | | | |
|-----|----|---|----------|---|
| 11) | 13 | Robin C. Wilkinson | 18-40354 | Hearing on Trustee's Motion to Dismiss Case (29) |
| | | CARTER | | |
| | | ----- | | |
| 12) | 13 | Terry L. Jackson
Maira B. Jackson | 18-40009 | Hearing on Trustee's Motion to Dismiss Case (28) |
| | | FARMER | | |
| | | ----- | | |
| 13) | 13 | Shawn C. Hopper
Mellisa C. Hopper | 19-40071 | Hearing on Trustee's Motion to Dismiss Case (35) |
| | | FARMER | | |
| | | ----- | | |
| 14) | 13 | Timothy V. Bristol
Donna M. Bristol | 19-40337 | Continued hearing on Motion of IRS/USA to Dismiss Case (20) |
| | | FARMER
SULLIVAN | | Continued hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss Case (27/26/10) |
| | | ----- | | |
| 15) | 13 | Jeffrey L. Little
Anita G. Little | 19-40352 | Hearing on Objection of Wells Fargo Bank, N.A. to Confirmation of Plan (23/18) |
| | | FARMER
JONAS | | |
| | | ----- | | |
| 16) | 13 | Larry R. Bridges
Christine Estrada-Bridges | 15-40162 | Continued for status hearing regarding Debtors' Order Granting Motion to Modify Plan (65 / 60) |
| | | PLANER | | |
| | | ----- | | |

17) 13 Elbert D. Martin 15-40194 Status hearing regarding Order Approving and Ratifying Debtors' Employment of Real Estate Agent; Approving and Ratifying Debtors' Offer to Purchase and Contract; and Conditionally Granting Authority to Sell Realty (71)
Bonnie L. Martin

PLANER

18) 13 Jeffrey B. Wilson 18-40127 Continued hearing on Trustee's Motion to Dismiss Case (69)
Andrea D. Wilson

PLANER

19) 13 Zachary L. Simpson 19-40238 Hearing on Trustee's Motion to Dismiss Case (22)

PLANER

20) 13 Kenneth W. Harlow, Jr. 19-40441 Hearing on Objection of Vanderbilt Mortgage and Finance, Inc. to Confirmation of Plan (14/13)

PLANER
GREEN

21) 13 Terry E. Bridges 16-40318 Hearing on Trustee's Motion to Dismiss Case (32)
Briana K. Bridges

LUTZ

22) 13 Nicholas J. Causby 18-40008 Hearing on Debtor's Motion to Retain Insurance Proceeds (32); Trustee's Response (33)

LUTZ

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|-----|----|---|----------|--|
| 23) | 13 | Jeffrey V. Cannova | 18-40024 | Hearing on Trustee's Motion to Dismiss Case (20) |
| | | LUTZ | | |
| | | ----- | | |
| 24) | 13 | Kenneth E. Moore
Keisha A. Moore | 18-40092 | Hearing on Motion of Fay Servicing, LLC for Relief from the Automatic Stay or, in the Alternative, Adequate Protection (73); Debtors' Objection (74) |
| | | LUTZ
VINING | | |
| | | ----- | | |
| 25) | 13 | Jonathan P. Warlick
Tiffany M. Warlick | 18-40273 | Hearing on Trustee's Motion to Dismiss Case (44) |
| | | LUTZ | | |
| | | ----- | | |
| 26) | 13 | Haywood Homsley, Jr. | 18-40338 | Hearing on Motion of Wells Fargo Bank, N.A. to Allow Administrative Expense for Post-Petition Hazard Insurance Disbursement (43) |
| | | LUTZ | | |
| | | ----- | | |
| 27) | 13 | Carolyn F. Grindell | 19-40025 | Continued hearing on Trustee's Motion to Dismiss Case (19) |
| | | LUTZ | | |
| | | ----- | | |
| 28) | 13 | Debbie L. Braswell | 19-40149 | Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (20) |
| | | LUTZ | | |
| | | ----- | | |
| 29) | 13 | Charles I. Williams, Jr. | 19-40311 | Hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (17/2) |
| | | LUTZ | | |
| | | ----- | | |

- 30) 13 Vicente Garcia 16-40401 2nd continued hearing on Debtor's Motion for Status of Claim of Ditech and to Determine Accurate Payoff Amount (57)
- W.S. GARDNER
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- 31) 13 Ronnie L. Lukens 18-40005 6th continued hearing on Trustee's Motion to Dismiss Case (22)
- W. S. GARDNER
-
- 32) 13 Jennifer F. Jackson 18-40043 Hearing on Motion of Rushmore Loan Management Services, LLC for Relief from the Automatic Stay or, in the Alternative, Adequate Protection (25); Debtor's Response (26)
- W. S. GARDNER
LAIL
-
- 33) 13 Charles H. Kee Jr.
Georgia D. Kee 18-40219 Continued hearing on Trustee's Motion to Dismiss Case (41)
- W.S. GARDNER
-
- 34) 13 Todd W. Crisp 18-40225 5th continued hearing on Trustee's Motion for Status Hearing (36)
- Hearing on Trustee's Motion to Dismiss Case (50)
- W.S. GARDNER
-
- 35) 13 Angela H. Brown 18-40293 Continued hearing on Trustee's Motion to Dismiss Case (28)
- W.S. GARDNER
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|-----|----|-------------------------------------|----------|---|
| 36) | 13 | Jolene C. Seidel | 18-40365 | Continued hearing on Trustee's Motion to Dismiss Case (27) |
| | | W.S. GARDNER | | |
| | | ----- | | |
| 37) | 13 | Dryle M. Hayden | 18-40452 | Hearing on Trustee's Motion to Dismiss or Modify Plan (41) |
| | | W. S. GARDNER | | |
| | | ----- | | |
| 38) | 13 | Beverley P. Burns | 19-40272 | 2nd continued hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (18/12) |
| | | | | Continued hearing on Debtor's Objection to Claim [Wells Fargo Bank, N.A.] (28); Response of Wells Fargo Bank, N.A. (35) |
| | | | | Hearing on Motion of RTO Group, LLC for Relief from Automatic Stay (33); Debtor's Objection (37) |
| | | W.S. GARDNER
WILLIAMS
JONAS | | |
| | | ----- | | |
| 39) | 13 | Tracy L. Greene
Misty H. Greene | 19-40332 | Hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (31); Plan (29/20/11) |
| | | W. S. GARDNER | | |
| | | ----- | | |
| 40) | 13 | Javon D. Patterson | 19-40376 | Hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (18/13) |
| | | W. S. GARDNER | | |
| | | ----- | | |
| 41) | 13 | Milton L. Hopper
Freda B. Hopper | 19-40418 | Hearing on Trustee's Motion to Dismiss Case (18) |
| | | W. S. GARDNER | | |
| | | ----- | | |

42) 13 Zackary M. Lourcey 19-40428 Continued Court Order for Debtor to Appear and Show Cause for Dismissal of Case (7)

Hearing on Trustee's Motion to Dismiss Case (10)

W.S. GARDNER

43) 13 Linda S. Denny 19-40434 Hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (15/10)

W. S. GARDNER

44) 13 Ronald E. Forbes 19-40450 Court Order for Debtor to Appear and Show Cause [for bad faith filing] (7)

Hearing on Motion of Provident Funding Associates, L.P. for Order Confirming That No Stay is in Effect and Request for Six Month Bar from Filing (24)

Hearing on Trustee's Motion to Dismiss Case (26)

PRO SE
VINING

45) 7 Larry D. Smith, Jr. 20-40004 Court Order for Debtor to Appear and Show Cause [for failure to provide adequate proof of credit counseling] (9)

Court Order for Debtor to Appear and Show Cause {as to why he should be granted a waiver of the Chapter 7 Filing Fee] (13)

PRO SE
STALZER, TR.

10:30 a.m.

46) 11 Garry W. Beam 16-40485 Hearing on Motion of Buford A. Tyler, Jr.
Debra H. Beam to Compel Discovery Responses (191)

JOHNSON
SHELTON

47) 12 Danny A. Whitley 06-40561 Court ordered status hearing (202)
Linda M. Whitley

O. M. GARDNER

48) 7 Bruce R. Cochrane 13-40537 Hearing on Debtors' Motion to Avoid
Deborah B. Cochrane Judicial Lien of Carolina Trust Bank (61);
Carolina Trust Bank's Response (65)

FARMER
SIGMON, TR.
SUMMERLIN

49) 7 Robert E Lowery 19-40379 Hearing on Motion of American Honda
Ashley N. Lowery Finance Corporation for Relief from Stay
(6); Debtors' Response (7)

WILLCOX
STALZER, TR.
LOCUS

50) 7 Charles D. Brown, Jr. 19-40458 Court Order for Debtors to Appear and
Jennifer A. Brown Show Cause [for failure to timely file the
required schedules, statements, and other
documents and to timely pay the filing fee
for this case] (12)

PRO SE
STALZER, TR.

51) 7 Amber D. E. Bailey

19-40387

Hearing on Reaffirmation Agreement
Between Debtor and State Employees
Credit Union (12)

PRO SE

NO COURT

HONORABLE J. CRAIG WHITLEY

**THERE ARE NO HEARINGS SCHEDULED FOR
JANUARY 30, 2020**

**SCHEDULE CHANGES OCCUR DAILY;
PLEASE REFER TO ANY FILED NOTICES,
OR ADVISE THE COURT IF THERE IS A NEED
FOR A SPECIAL HEARING DATE.**